

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thiele, Jr.

Serial No.: 10/827,564

Group Art Unit: 3652

Filed: April 19, 2004

Examiner: D. Kramer

For: SHOVELS AND OTHER IMPLEMENTS WITH SCALLOPED LEADING EDGES

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Approved  
8/7/09  
*J. Heberley*  
*for Roger*  
*Williams*  
*Room*  
*D*

SECOND REQUEST FOR VIDEO ORAL HEARING

On March 17, 2008 Appellant requested an oral hearing for the subject application in response to the Examiner's Answer mailed January 17, 2008. Appellant respectfully requested that such oral hearing be held via video conference at a suitable facility in Ann Arbor, Michigan in lieu of being held at the Patent and Trademark Office.

Appellant has since been notified of the scheduled hearing to be held on September 15, 2009 at 9:00 am (mailed July 27, 2009). Accordingly, Appellant hereby respectfully requests that the scheduled hearing be held via video conference with the Board of Patent Appeals and Interferences.

Respectfully submitted,

By: \_\_\_\_\_

John G. Posa (Reg. No. 37,424)

Gifford, Krass, Sprinkle et al

PO Box 7021

Troy, MI 48007-7021

(734) 913-9300 FAX (734) 913-6007

Date: August 4, 2009

LAW OFFICES  
**GIFFORD, KRASS, SPRINKLE, ANDERSON & CITKOWSKI, P.C.**  
PATENT, TRADEMARK AND COPYRIGHT PRACTICE  
303 DETROIT STREET  
SUITE 300  
ANN ARBOR, MICHIGAN 48104-1144

---

(734) 913-9300  
FACSIMILE (734) 913-6007  
jposa@patlaw.com  
dwahlen@patlaw.com  
mbancroft@patlaw.com  
jstaple@patlaw.com

FACSIMILE TRANSMISSION

DATE: August 6, 2009

TO: BOARD OF PATENT APPEALS AND INTERFERENCES

FACSIMILE NO.: 571-273-8300  
571-273-0299

FROM: John G. Posa

PAGES TRANSMITTED (INCLUDING COVER SHEET): 2

ORIGINAL DOCUMENTS WILL        / WILL NOT XX FOLLOW BY MAIL

RE: Appeal No. 2009-003406  
Application No. 10/827,564

MESSAGE: